

REMARKS

Claims 1-14 are pending. In accordance with the foregoing, claims 1, 7 and 11 have been amended. Claims 1-14 remain pending for reconsideration, which is requested.

Claim Rejections - 35 USC 103

Claims 1-14 are rejected under 35 USC § 103(a) as being unpatentable over Teitelbaum (US Patent 5,872,834) in view of The Frequent Traveler: How to keep your phone working when in Europe" (hereinafter, "McGinnis") in view of Sanchez Herrero et al. (US Patent 7,177,642).

The independent claims are 1, 7 and 11.

The portion of Sanchez Herrero referred to by the Examiner (col. 4, lines 35-67) contains description of SIP (Session Initiation Protocol) specifications in which the user transmits, from the terminal to the server, the user address, the telephone number, and the IP address of terminal, and the server combines these pieces of information for registration.

When using another terminal, the user can use a plurality of terminals with a single telephone number by transmitting the same user address and telephone number as those mentioned above and the IP address of the other terminal. The Examiner alleges that claim 1 is obvious over Sanchez Herrero by ascertaining a correspondence between the user address for identifying the user and the biological information, and correspondence between the IP address for identifying the terminal and the terminal subscriber identification information.

The language of claim 1 is amended for clarity by requiring "***retrieving personal information of the first wireless terminal equipment having biological information matching the received biological information*** from said database and ***updating the retrieved personal information by changing the first terminal subscriber identification information in the retrieved personal information into the received second terminal subscriber identification information***; and ***transferring the subscribed terminal number in the retrieved personal information and the changed second terminal subscriber identification information in the updated personal information to an exchange and requesting position information registration permitting call in and call out of said second wireless terminal equipment by the subscribed terminal number.***" In other words, while in claim 1 the biological information and the terminal subscriber identification information are received from the terminal and the telephone number (subscribed terminal number) is acquired

by retrieving personal information agreeing with the received biological information from the database, the server of Sanchez Herrero receives the telephone number from the terminal together with the user address and the IP address of the terminal.

More specifically, the present invention provides a benefit of the server holding the telephone number and the terminal has no relationship with the telephone number for purpose of positional registration permitting use of a plurality of cell phones with a single telephone number, namely the language of claim 1 provides ***“receiving from ~~the~~a second wireless terminal equipment an authentication request containing the ~~user~~ biological information of said user and a second terminal subscriber identification information ~~of a~~ for the second wireless terminal equipment.”*** In contrast, in Sanchez Herrero, each terminal transmits the same telephone number along with IP address of each respective terminal to a server. Thus, Sanchez Herrero does not disclose expressly or implicitly the language of claim 1 providing a benefit of positional registration permitting use of a plurality of cell phones by the user with a single telephone number.

The Office Action relies upon Teitelbaum column 7, lines 30-50, which discuss that a telephone having a biological sensor transmits the user's biometric data to the switch for identifying the user for enabling phone features. The Examiner also relies upon Teitelbaum col. 8, lines 50-57, however, this only discusses when there is a message in the voice mailbox of the user, there occurs a change in the telephone tone to urge the user to access the voice mail. Teitelbaum discusses that to listen to a received voice message, the user must transmit a call from a telephone having a biological sensor. However, the language of claim 1 does not only recite use of biometric data for allowing use of the same phone number with two different phones, but the language of claim 1 require limitations for a positional registration permitting use of a plurality of cell phones with a single telephone number, namely ***“receiving from ~~the~~a second wireless terminal equipment an authentication request containing the ~~user~~ biological information of said user and a second terminal subscriber identification information ~~of a~~ for the second wireless terminal equipment ... updating the retrieved personal information by changing the first terminal subscriber identification information in the retrieved personal information into the received second terminal subscriber identification information; and transferring the subscribed terminal number in the ~~retrieved personal information~~ and the changed second terminal subscriber identification information in the updated personal information to ~~an~~ the exchange and requesting position information registration permitting call in and call out of said second wireless***

terminal equipment by the subscribed terminal number.”

Further, McGinnis discusses the capability of using the same telephone number as that of the first wireless terminal equipment by the second wireless terminal equipment, however, McGinnis is silent on how such a capability is achieved. In other words, a concrete method for positional registration permitting use of a plurality of cell phones with a single telephone number by the user is not disclosed in McGinnis. Further, the language of claim 1 does not only recite using the same phone number with two different phones, but requires limitations of ***“retrieving personal information of the first wireless terminal equipment having biological information matching the received biological information*** from said database and ***updating the retrieved personal information by changing the first terminal subscriber identification information in the retrieved personal information into the received second terminal subscriber identification information***; and ***transferring the subscribed terminal number in the retrieved personal information and the changed second terminal subscriber identification information in the updated personal information to an exchange and requesting position information registration permitting call in and call out of said second wireless terminal equipment by the subscribed terminal number.”***

A prima facie case of obviousness over Teitelbaum, McGinnis, and Sanchez Herrero cannot be established, because nothing has been cited or found that McGinnis and/or Sanchez Herrero disclose either expressly or implicitly to one of ordinary skill in the art to further modify McGinnis and/or Sanchez Herrero’s conventional method of allowing use of the same telephone number by a plurality of terminals based upon each terminal sending the same telephone number to a server along with IP address of each respective terminal, to provide the language of amended claim 1 ***“receiving from ~~the~~ a second wireless terminal equipment an authentication request containing the ~~user~~ biological information of said user and a second terminal subscriber identification information ~~of a~~ for the second wireless terminal equipment***; ***retrieving personal information of the first wireless terminal equipment having biological information matching the received biological information*** from said database and ***updating the retrieved personal information by changing the first terminal subscriber identification information in the retrieved personal information into the received second terminal subscriber identification information***; and ***transferring the subscribed terminal number ~~in the retrieved personal information and the changed second terminal subscriber identification information~~ in the updated personal information***

to ~~an~~ the exchange and requesting position information registration permitting call in and call out of said second wireless terminal equipment by the subscribed terminal number.”

Withdrawal of the rejection of claim 1 and allowance of claim 1 is requested.

Independent claims 7 and 11 are amended to require limitations similar to the discussed limitations of amended claim 1. Dependent claims recite patentably distinguishing features of their own, or are at least patentably distinguishing due to their dependencies from the independent claims.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,
STAAS & HALSEY LLP

/Mehdi D. Sheikerz/

Date: _____ March 25, 2009 _____

By: _____
Mehdi D. Sheikerz
Registration No. 41,307

1201 New York Avenue, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501